

RECEIVED

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, DC 20554

2017 OCT 26 P 1:44

In the Matter of	)	
	)	
KUDL(FM), Sacramento, CA	)	Facility ID No. 57889
	)	File No. BRH-20050728ATP
	)	File No. BRFT-20130730ANC
	)	
KRXQ(FM), Sacramento, CA	)	Facility ID No. 20354
	)	File No. BRH-20050728AUQ
	)	File No. BRH-20130730AN1
	)	
KSEG(FM), Sacramento, CA	)	Facility ID No. 11281
	)	File No. BRH-20050728ATX
	)	File No. BRH-20130730ANK
	)	
KKDO(FM), Fair Oaks, CA	)	Facility ID No. 57889
	)	File No. BRH-20130730ANC
	)	
KIFM(AM), Sacramento, CA	)	Facility ID No. 67848
	)	File No. BR-201307

**ACCEPTED/FILED**

To: Marlene H. Dortch, Secretary  
Attn: Chief, Media Bureau

OCT 25 2017

Federal Communications Commission  
Office of the Secretary

**OPPOSITION OF ENTERCOM LICENSE, LLC  
TO PETITION FOR RECONSIDERATION**

Entercom License, LLC (“Entercom”) hereby opposes the Petition for Reconsideration<sup>1</sup> filed by Edward R. Stolz II (“Stolz”) against the *Letter Order* denying Mr. Stolz’s February 17, 2017 Petition for Reconsideration against the grant of the above-captioned renewal applications.<sup>2</sup>

The Petition should be dismissed because the *Letter Order* correctly found that Mr. Stolz lacks standing.<sup>3</sup> In any event, Mr. Stolz’s argument that Section 309(k) of the Communication’s Act permits the FCC to consider KDND(FM)’s behavior in the context of other renewal

<sup>1</sup> Petition for Reconsideration of Edward R. Stolz II (Oct. 11, 2017) (“Petition”).

<sup>2</sup> *Entercom Sacramento License[], LLC*, Letter, 32 FCC Rcd 6880 (MB 2017) (“*Letter Order*”).

<sup>3</sup> *Id.* at 6882-83.

applications is inconsistent with the plain language of the statute, which, as the Commission has repeatedly held, limits the scope of Section 309(k)(1) to the station for which license renewal is being considered.<sup>4</sup> Mr. Stolz’s new argument that the word “licensee” in two subsidiary subsections modifies the phrase “with respect to that station” in the primary section flies in the face of the language and structure of the statute.

Accordingly, the Bureau should dismiss the Petition.

Respectfully submitted,

**ENTERCOM LICENSE, LLC**

By: 

David H. Solomon

J. Wade Lindsay

Danielle K. Thumann

WILKINSON BARKER KNAUER, LLP

1800 M Street NW, Suite 800N

Washington, DC 20036

202.783.4141

Steven A. Lerman

LERMAN SENTER, PLLC

2001 L Street, NW, Suite 400

Washington, DC 20036

202.429.8970

*Its Attorneys*

Jane E. Mago  
Special Counsel  
ENTERCOM COMMUNICATIONS CORP.  
4154 Cortland Way  
Naples, FL 34119  
703.861.0286

October 25, 2017

---

<sup>4</sup> See, e.g., *Entercom License, LLC*, Memorandum Opinion and Order, 32 FCC Rcd 7149, 7153 ¶ 13 (2017); *Entercom License, LLC*, Memorandum Opinion and Order, 31 FCC Rcd 12034, 12034 n.13 (2016); *Sagittarius Broadcasting Corp.*, Memorandum Opinion and Order, 18 FCC Rcd 22551, 22555 ¶ 8 (2003).

**CERTIFICATE OF SERVICE**

I, Luciana Jhon, do hereby certify that, on this 25th day of October, 2017, the foregoing Opposition of Entercom License, LLC to Petition for Reconsideration was served by first class mail, postage prepaid, on the following persons:

Dennis J. Kelly  
Law Office of Dennis J. Kelly  
Post Office Box 41177  
Washington, DC 20018  
*Counsel for Edward R. Stolz II*

Michael Couzens  
6536 Telegraph Avenue, Suite B201  
Oakland, CA 94609  
*Counsel for Media Action Center and Sue  
Wilson*

Roger D. Smith  
6755 Wells Avenue  
Loomis, CA 95650

  
\_\_\_\_\_  
Luciana Jhon